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7   UNITED STATES DISTRICT COURT

8   NORTHERN DISTRICT OF CALIFORNIA

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10   HONORATO DE LEON,
                                                 Case No. 15-cv-02655-NC
11   Plaintiff,

                                                 ORDER TO SHOW CAUSE
12   v.
                                                 Re: Dkt. No. 9
13   CHECKPOINT TECHNOLOGIES LLC,

14   Defendant.

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16   Plaintiff Honorato De Leon filed a notice of settlement regarding this wage and

17   hour case brought under the Fair Labor Standard Act, California state labor laws, and

18   California's Unfair Competition Law. Dkt. Nos. 9 (Notice of Settlement), 1 (Complaint).

19   De Leon states that he settled this matter with defendants and that a request of dismissal

20   will be filed within 30 days. Dkt. No. 9.

21   Settlements of FLSA claims, however, require approval from the Court or the

22   Secretary of Labor. *Luo v. Zynga Inc.*, No. 13-cv-00186 NC, Dkt. No. 34, 2014 WL

23   457742, at *2 (N.D. Cal. Jan. 31, 2014) ("A district court presented with a proposed

24   settlement of FLSA claims must determine whether the settlement is a fair and reasonable

25   resolution of a bona fide dispute.") (internal quotation marks and citation omitted).

26   Accordingly, the parties are ordered to produce the settlement agreement and show

27   cause why the Court should approve the settlement agreement and dismiss the case. The

28   parties are further ordered either to file the settlement agreement publicly or else to show

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1   cause why the settlement agreement should be filed under seal under Civil Local Rule 79-

2   5. The parties must file their response to this Order within 14 days.

3   Additionally, this Court ordered the parties to file a consent or declination to

4   proceed before a magistrate judge by July 29, 2015. Dkt. No. 8. The parties have not done

5   so. The Court orders De Leon and defendant Checkpoint Technologies to file a consent or

6   declination form by August 12, 2015.

7   **IT IS SO ORDERED.**

8   Dated: August 5, 2015   _____

9   NATHANAEL M. COUSINS
                                               United States Magistrate Judge

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